

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION**

WINIFRED BLACKLEDGE)
)
)
Plaintiff,)
)
vs.) CASE No.: CV 2:06-CV-321-ID
)
)
ALABAMA DEPARTMENT OF)
MENTAL HEALTH & MENTAL)
RETARDATION & COMMISSIONER)
JOHN HOUSTON, in his Official)
Capacity as Commissioner.)
)
)
Defendants.)

**PLAINTIFF'S EVIDENTIARY SUBMISSION IN RESPONSE TO DEFENDANTS'
MOTION FOR SUMMARY JUDGMENT**

COMES NOW, Plaintiff, Winnifred Blackledge, through the undersigned counsel and submits this Evidentiary Submission in response to Defendants' Motions for Summary Judgment.

1. Plaintiff's Exh. A: Deposition Excerpts of Winnifred Blackledge
2. Plaintiff's Exh. B: Deposition Excerpts of Susan Stuardi
3. Plaintiff's Exh. C: Deposition Excerpts of Jerryln London
4. Plaintiff's Exh. D: Deposition Excerpts of Kendra Butler
5. Plaintiff's Exh. E: Deposition Excerpts of Eranell McIntosh-Wilson
6. Plaintiff's Exh. F: Deposition Excerpts of Fordyce Mitchell
7. Plaintiff's Exh. G: Deposition Excerpts of Henry Ervin

8. Plaintiff's Exh. H: Applicants for CSS III Position With Crossed-Out Names
9. Plaintiff's Exh. I: PQA II 2002 Job Announcement
10. Plaintiff's Exh. J: PQA II 2002 Announcement to Daphne Rosalis
11. Plaintiff's Exh. K: PQA II 2002 Interview Assessment Form 10/21/200
12. Plaintiff's Exh. L; Defendant's Responses to Plaintiff's First Interrogatories and Requests for Production
13. Plaintiff's Exh. M: Letter from Susan Stuardi to Mitchell and Ervin (02/20/2004)(Re: alleged preselection)
14. Plaintiff's Exh. N: Mildred "Mickey" Groggel Personnel File
15. Plaintiff's Exh. O: Announcement of CSS III Position (10/27/2003)
16. Plaintiff's Exh. Q: Letter from Susan Stuardi to Levi Harris (12/13/2002) (Re: CSS III Position)
17. Plaintiff' Exh. P: Letter from Susan Stuardi to Levi Harris (12/16/2002) (Re: CSS III Position)
18. Plaintiff's Exh. R: Winnifred Blackledge Letter (10/28/2003)(Re: CSS III Application)
19. Plaintiff's Exh. S: Letter to Henry Ervin to Susan Stuardi (12/10/2003)(Re: CSS III Position given to Mickey Groggel)
20. Plaintiff's Exh. T: Letter to Winnifred Blackledge (12/15/2003)(Re; denial of CSS III position)
21. Plaintiff's Exh. U: CSS III Interview Panel Scoring Sheet
22. Plaintiff's Exh. V: Letter from Winnifred Blackledge to Susan Stuardi (7/12/2002).
23. Plaintiff's Exh. W: Second EEOC Charge
24. Plaintiff's Exh. X: Memo From Jerryln London To Blackledge (3/27/06) .
25. Plaintiff's Exh. Y: Letter from Blackledge (3/21/06)(Re; complaint of harassment, discrimination and retaliation)

- 26: Plaintiff's Exh. Z: Blackledge Performance Appraisal January 2006
- 27: Plaintiff's Exh. AA; Blackledge Mid-Appraisal (07/26/06)
- 28: Plaintiff's Exh. BB; Blackledge Performance Appraisal December 2005 (35.7)
- 29: Plaintiff's Exh. CC; Blackledge Performance Appraisal December 2004 (36.3)(Corrected Copy)
- 30: Plaintiff's Exh. DD; Blackledge Performance Appraisal December 2005 (28.6)
- 31: Plaintiff's Exh. EE: Memo 3/27/06; London transferred as Supervisor.
- 32: Plaintiff's Exh. FF: Letter from Blackledge to Ervin (1/16/2007)(Re; Discrimination Harassment, and Retaliation)
- 33: Plaintiff's Exh. GG: Letter from Blackledge to Butler (4/26/2006)(Re; Discrimination Harassment, and Retaliation).
- 34: Plaintiff's Exh. HH: Letter from Blackledge to Ervin (1/12/2007)(Re; Discrimination Harassment, and Retaliation)
- 35: Plaintiff's Exh. II: Blackledge Mid-Appraisal (7/26/2006)
- 36: Plaintiff's Exh. JJ: Attachment to Performance Appraisal (01/04/2004)
- 37: Plaintiff's Exh. KK: Blackledge Letter to Ervin (01/04/2007)
- 38: Plaintiff's Exh. LL: Blackledge Letter to Ervin (01/09/2007)
- 39: Plaintiff's Exh. MM: E-Mail from London to Mitchell (12/22/2005)
- 40: Plaintiff's Exh. NN: Blackledge Performance Appraisal (1/06/2007)
- 41: Plaintiff's Exh. OO: Letter from Blackledge dated (04/26/2006)
- 42: Plaintiff's Exh. PP: Letter from Butler to Blackledge (01/04/07)
- 43: Plaintiff's Exh. QQ: Court Report of Black Applicants
- 44: Plaintiff's Exh. RR: Blackledge EEOC Charge (06/08/2004)
- 45: Plaintiff's Exh. SS: EEOC Finding of Reasonable Cause and Conciliation Draft (07/01/2005)

- 46: Plaintiff's Exh. TT: Letter to David Jackson (08/31/2005)
- 47: Plaintiff's Exh. UU: CSS III Position Applicant Assessment Forms.
- 48: Plaintiff's Exh. VV: PQA II List of Qualified Candidates.
- 49: Plaintiff's Exh. WW: Letter From Blackledge (Re; Job Duties)
- 50: Plaintiff's Exh. XX: Response to Complaint (04/05/2004)
- 51: Plaintiff's Exh. YY: Recommendation for New Desk Audit
- 52: Plaintiff's Exh. ZZ: ADMHMR Harassment Policy
- 53: Plaintiff's Exh. AAA: Blackledge Complaint Form (12/15/2003)
- 54: Plaintiff's Exh. BBB: Blackledge Performance Appraisal March 2003
- 55: Plaintiff's Exh. CCC: Blackledge Performance Appraisal January 2001
- 56: Plaintiff's Exh. DDD: Blackledge Performance Appraisal January 2002
- 57: Plaintiff's Exh. EEE: Blackledge Performance Appraisal January 2003
- 58: Plaintiff's Exh. FFF: Blackledge Performance Appraisal January 2003
- 59: Plaintiff's Exh. GGG: Blackledge Performance Appraisal January 2004
- 60: Plaintiff's Exh. HHH: E-mail From Susan Stuardi (01/21/2003)
- 61: Plaintiff's Exh. III: Letter from Blackledge (03/21/06)(Re; Retaliation)

Respectfully submitted,

/s/ Joshua D. Wilson
Joshua D. Wilson
Attorney for the Plaintiff

OF COUNSEL:

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CERTIFICATE OF SERVICE

I do hereby certify that I have filed a copy of the above and foregoing by filing the same with the EC/CMF system, which will provide notification to the following:

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This the 1st Day of August, 2007.

/s/ Joshua D. Wilson
Of Counsel